

either pleading guilty in order to reduce the suspension from one year to six months or maintaining his innocence and even if he is found innocent, he has the one-year suspension on the drivers license. I think that is an impossible situation to put people in and I think, therefore, we should return the bill to Select File for purposes of that amendment. Thank you.

PRESIDENT: Senator Pirsch, please, then...question has been called. Do I see five hands? I do. The question is, shall debate cease? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 27 ayes, 12 nays to cease debate, Mr. President.

PRESIDENT: Debate has ceased. Senator McFarland, would you like to close, please.

SENATOR MCFARLAND: Thank you, Mr. President, since I just spoke on this and essentially said all I wanted to say, I'll yield my closing time to Senator Chambers.

PRESIDENT: Senator Chambers, would you like to finish closing?

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, I'm going to try to make this as clear as I can so the record is clear. We have two individuals, each refuses to take the breathalyzer test, each has refused. Now, administratively, they can lose their license for a year. If they go to court and one is convicted or pleads guilty, the period of time of administrative suspension is six months under the language in the bill. If the second person also goes to court and is tried immediately after this individual and is found innocent, the suspension period under the administrative revocation can be a year, because the language that was put into the bill allows that benefit only to those who plead guilty or are found guilty. So if it's to be...I don't know if the word is fair, the amendment should have said, the language should say if you're found innocent, if you're found guilty or if you plead guilty or, in other words, if you go to court, whatever the outcome, the administrative suspension is just six months. The way it is now, and Senator Elmer felt he was saying something that clarified the issue by saying the punishment is for not taking the breathalyzer, then why do you let the one found guilty get a break for not taking it when the one found innocent gets a harsher punishment for not taking it? If the punishment is for